



Notice of Appeal From The Primary Examiner To the Board of Appeals

In re application of: HORI, et al  
Serial No.: 09/544,632  
For: LIPID METABOLISM IMPROVING AGENT  
Filed: September 30, 1999  
Group Art Unit: 1615

TECH CENTER 1600/2900

DEC 06 2002

RECEIVED

Assistant Commissioner for Patents  
Washington, DC 20231

December 2, 2002

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 30, 2002, of the Primary Examiner with respect to all the finally rejected claims, e.g., claims 18, and 35-43.

The item(s) checked below are appropriate:

1. Applicants request that the time for taking action in this case be extended pursuant to 37 C.F.R. '1.136(a).  
☒ Included in the attached credit card payment form is the statutory fee of \$ 920.00 for an extension of time of three months.  
☐ If the box for the sentence immediately above is marked but no check is attached, then charge the statutory fee recited in such sentence for an ☐ extension of time of the number of months recited in such sentence to Deposit Account No. 01-2135. Two copies of this sheet are attached for this purpose.  
☐ Charge the Statutory Fee of \$ \_\_\_\_\_ for an extension of time of \_\_\_\_\_ month(s) to Deposit Account No. 01-2135, two copies of this sheet are being attached for this purpose.
2. ☒ A timely response to the final rejection is filed herewith.
3. ☐ Amended claims presented in the response filed on \_\_\_\_\_ have been approved for entry. Accordingly, the \_\_\_\_\_ claims are \_\_\_\_\_ claims.
4. ☒ Fee \$ 320.00  
☒ The amount of \$320.00 is included in the attached credit card payment form.  
☐ Not required (fee paid in prior appeal).  
☐ Please charge my Deposit Account No. 01-2135 in the amount of \$ \_\_\_\_\_, 2 copies of this sheet are attached.

12/03/2002 HGE BREH1 00000059 09544632

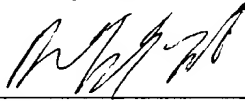
02 FC:1401

320.00 DP

☒ Charge any deficiencies in the payment of fees associated with this communication or credit any overpayment to Deposit Account No. 01-2135.

☐ Small Entity Status Claimed under 37 C.F.R. '1.9 and 37 C.F.R. '1.27.

Statement(s): ☐ Attached ☐ Previously filed



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Ralph T Webb  
Reg. No. 33,047

Post Office Address (to which  
correspondence is to be sent).

Atty's Docket: 506.35379CC2

Filed: December 2, 2002

ANTONELLI, TERRY, STOUT, KRAUS, LLP  
Suite 1800  
1300 North Seventeen Street  
Arlington, Virginia 22209  
(703) 312-6600